

David T. Pollock (SBN 217546)
Email: dpollock@reedsmith.com
Christopher J. Pulido (SBN 313142)
Email: cpulido@reedsmith.com
REED SMITH LLP
101 Second St, Suite 1800
San Francisco, CA 94105
Telephone: (415) 543-8700
Facsimile: (415) 391-8269

Anna M. Targowska (*pro hac vice*)
Email: atargowska@reedsmith.com
REED SMITH LLP
10 South Wacker Dr.
Chicago, IL 60606
Telephone: (312) 207-1000

*Attorneys for Defendant Vista Outdoor Inc. and
Defendant and Counterclaim Plaintiff
CamelBak Products, LLC.*

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

TROVE BRANDS, LLC,

Plaintiff,

vs.

CAMELBAK PRODUCTS, LLC,
and VISTA OUTDOOR INC.,

Defendants.

CAMELBAK PRODUCTS, LLC,

Counterclaim Plaintiff,

vs.

TROVE BRANDS, LLC,

Counterclaim Defendant.

No.: 5:23-cv-4267-PCP

**CAMELBAK PRODUCTS, LLC'S FIRST
AMENDED DISCLOSURE OF ASSERTED
CLAIMS AND INFRINGEMENT
CONTENTIONS**

Pursuant to the Court’s Case Management Order (DN 25), March 8, 2024 Order (DN 42), and N.D. Cal. Patent L.R. 3.1, Counterclaim Plaintiff CamelBak Products, LLC (“CamelBak”) hereby discloses its first amended assertion of patent claims and infringement contentions to Plaintiff and Counterclaim Defendant Trove Brands, LLC (“Trove”).

I. PRELIMINARY STATEMENT

CamelBak amends its infringement contentions with only limited discovery in this action yet from Trove. For example, these contentions are made without knowledge of, or with limited knowledge of, Trove’s confidential CAD models, documents, designs, schematics, and detailed sales information, most of which are still being improperly withheld by Trove. CamelBak expressly reserves the right to further amend or modify its identification of asserted claims, accused products and/or infringement contentions, if necessary, as permitted by the Court, and/or based on additional information obtained through formal discovery or other means. CamelBak further reserves the right to seek changes to the Court’s Case Management Order or other scheduling orders (*e.g.*, DN 36) in light of Trove’s failure to produce in a timely manner sufficient documents or other discovery on which CamelBak might base its infringement contentions.

II. P.L.R. 3-1 DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS

A. P.L.R. 3-1(a): Disclosure of Asserted Claims

Based on the information CamelBak currently has available to it, CamelBak discloses the following claims from each Asserted Patent that it contends are infringed by Trove (the “Asserted Claim(s)”):

Asserted Patent	Infringed Claims	Priority Date of Claims
8,905,252 (“the ’252 Patent”)	5, 6, 7, 19	Mar. 13, 2013
8,905,252 (“the ’252 Patent”)	16, 17, 18	July 29, 2013

Asserted Patent	Infringed Claims	Priority Date of Claims
9,463,911 (“the ’911 Patent”)	14, 15, 16, 19, 37, 38	Apr. 11, 2005
10,676,255 (“the ’255 Patent”)	1, 3, 4, 5, 11, 13, 19	Apr. 11, 2005
10,676,255 (“the ’255 Patent”)	9	Dec. 20, 2005
10,676,255 (“the ’255 Patent”)	12	Aug. 8, 2005
11,242,178 (the “’178 Patent”)	1, 2, 4, 5, 6, 11, 12, 14, 15, 16, 17, 20, 21, 22	Apr. 11, 2005
11,242,178 (the “’178 Patent”)	10	Dec. 20, 2005
9,782,028 (“the ’028 Patent”)	1, 2, 5, 6, 8, 9, 15, 16, 21	Jan. 21, 2009
10,165,879 (“the ’879 Patent”)	1, 3, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19	Jan. 21, 2009
11,684,187 (“the ’187 Patent”)	1, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 19	Jan. 21, 2009
11,851,250 (“the ’250 Patent”)	1, 2, 4, 5, 6	Apr. 11, 2005

CamelBak contends that Trove infringes each of the above-identified asserted claims directly under 35 U.S.C. § 271(a) and indirectly under 35 U.S.C. § 271(b) (inducement) and 35 U.S.C. § 271(c) (contributory infringement).

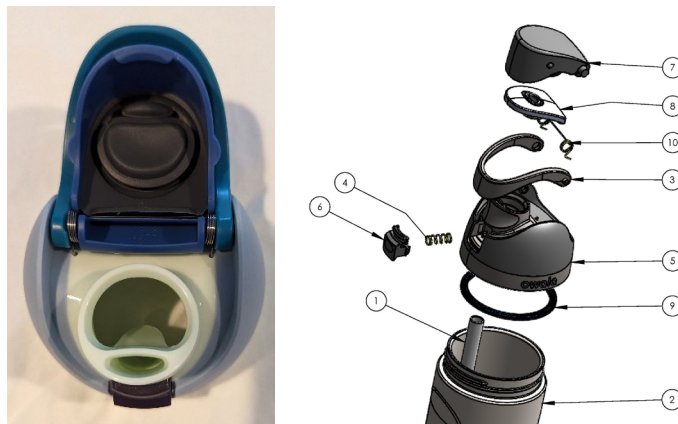
B. P.L.R. 3-1(b): Disclosure of Accused Products

The accused products include, without limitation, the following: Trove’s Owala FreeSip, Owala Flip Kids, and Owala Flip families of water bottle products and all versions thereof (including Trove’s BlenderBottle Nila products, BlenderBottle Nila Flip products and BlenderBottle Valo products, which appear to be predecessors to the Owala FreeSip, Flip, and Flip Kids products, respectively), including all component parts such as replacement lids, replacement bottles, Bottle Boot product, and other replacement components that can be combined to form an infringing product (collectively, the “Accused Products”). Images of representative samples of the lids of the Accused

Products, portions of technical documents designated AEO by Trove concerning the Accused Products, and an explanation of the changes to the FreeSip product that affect the infringement read of the '252 Patent are provided below. Any Trove products that include the same or substantially the same lid structure, regardless of any differences in coloring scheme or changes to marketing name or model number, should be considered as the same Accused Product.

===== BELOW IS INFORMATION DESIGNATED AEO BY TROVE =====

1. FreeSip



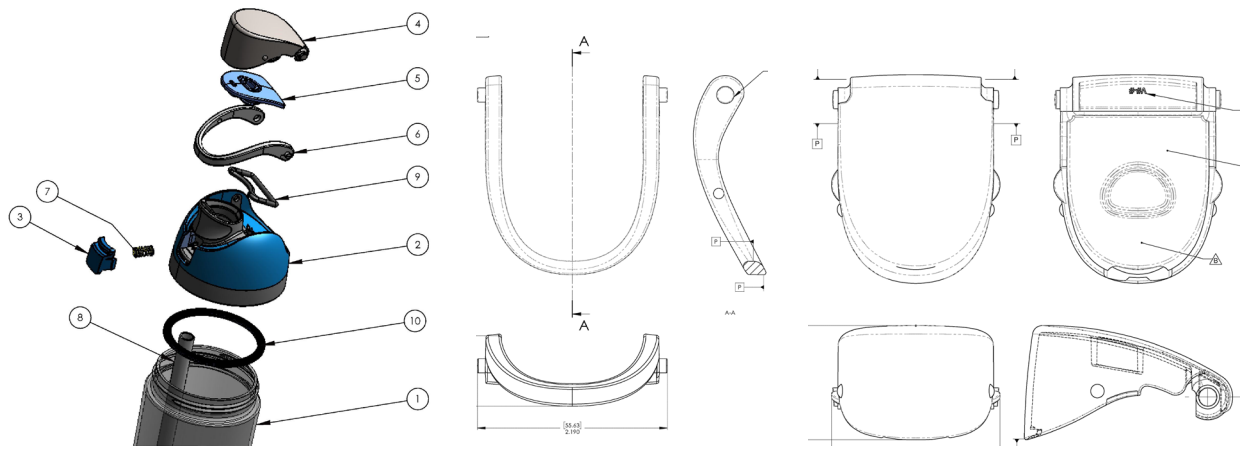
Based upon the documents produced by Trove on January 22, 2024 as part of its Patent L.R. 3-4(a) production, it appears that Trove has made, used, imported, offered for sale, and/or sold three relevant versions of the FreeSip product that infringe the '252 Patent in different ways.¹

(A) First version of FreeSip

An example assembly drawing of the first version of FreeSip was released on April 25, 2017, and included a handle (flip loop and sip cap spring) where the handle had two indentations that interacted with two domed protrusions (detent features) on the sides of the closure (sip cap and cap

¹ Trove asserts that “there are no differences between the Nila and Valo commercial products and the FreeSip and Flip commercial products.” DN 40 at 1. Even if that statement is accurate, each of making, using, and importing into the United States is an act of infringement, and it appears that Trove at least made, imported, and used some of these early versions – and therefore infringed. CamelBak does not include this first version of the FreeSip product in its '252 infringement chart because it appears to be an early prototype that may not have been made, used, or imported into the United States. CamelBak reserves the right to add this first version if discovery shows infringement.

seal) and cooperated with the silicone spring (sip cap spring) to retain the closure in a stowed position relative to the handle. Excerpts of drawings showing this version are reproduced below:



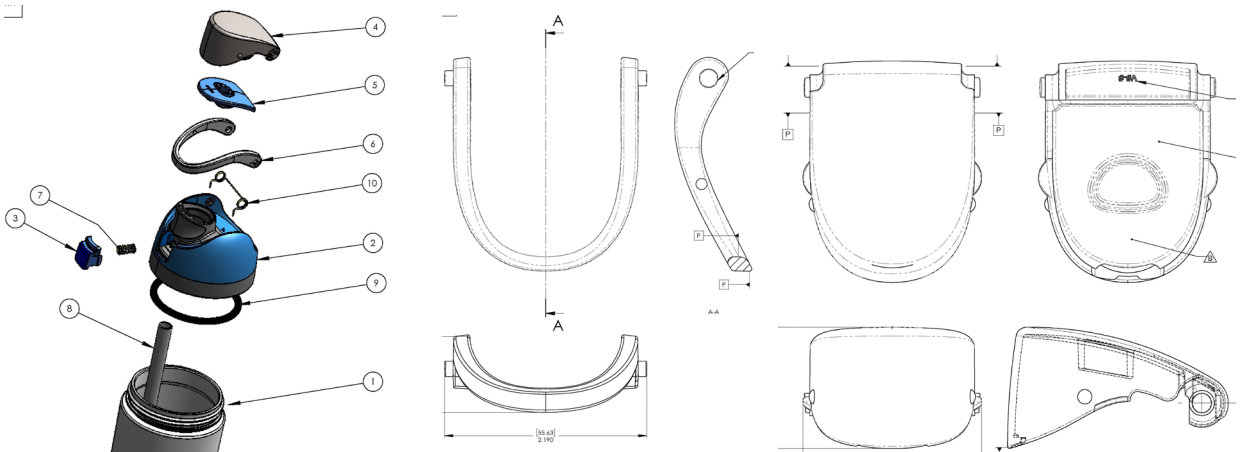
TROVE0010424

TROVE0010338

TROVE0010393

(B) Second version of FreeSip

An example assembly drawing of the second relevant version was released on June 8, 2017, which replaced the silicone spring with a metal spring such that the handle with two indentations interacted with two domed protrusions on the sides of the closure and cooperated with a metal spring to retain the closure in a stowed position relative to the handle. This product appears to have been made, imported, used, and perhaps sold under Trove's BlenderBottle brand. Excerpts of drawings showing this version are reproduced below:



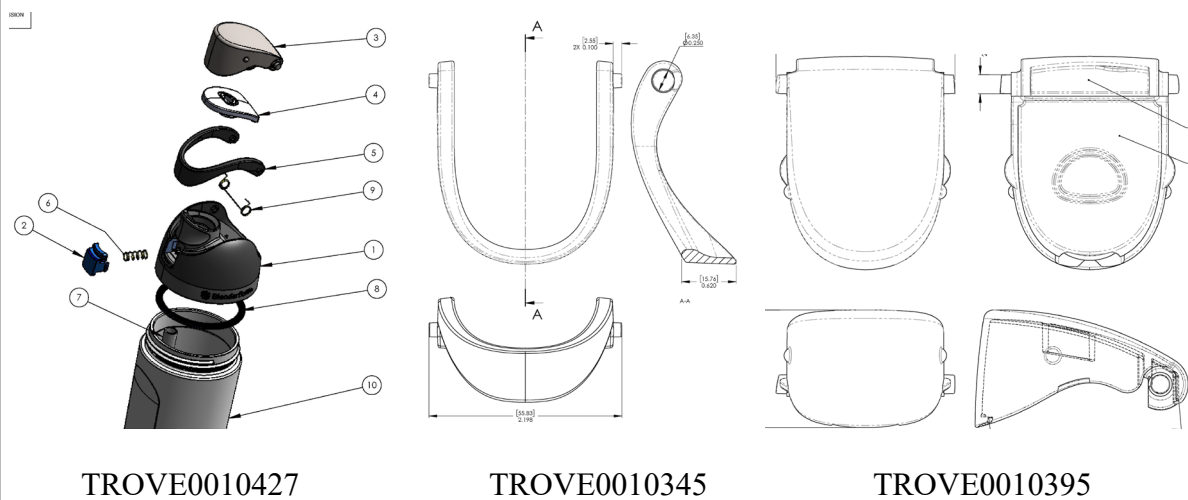
TROVE0010426

TROVE0010338

TROVE0010393

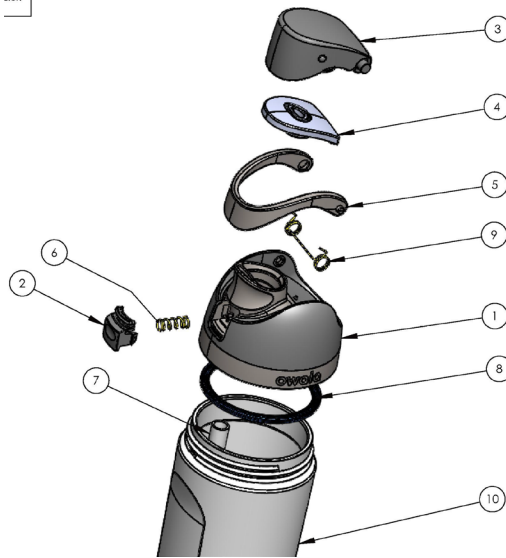
(C) Third version of FreeSip

An example assembly drawing of the third relevant version was released on July 9, 2018, and shows that flip loop and sip cap parts were redesigned in a manner that affects the infringement read of the '252 Patent. In particular, the two indentations were removed from the interior perimeter of the handle and that the domed protrusions on the sides of the closure were relocated such that the interior edge of the handle (and not the now-missing indentations) interacted with two domed protrusions and cooperated with the metal spring to retain the closure in a stowed position relative to the handle. This product appears to have been made, imported, used, and sold under Trove's BlenderBottle brand. Excerpts of drawings showing this version are reproduced below:



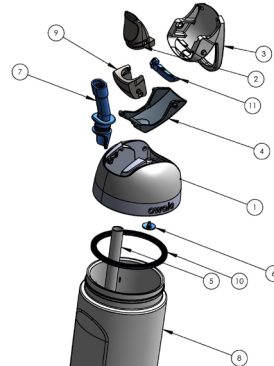
(D) Owala version of FreeSip

On October 23, 2019, an example assembly drawing was released showing that Trove updated the branding of the product to its Owala brand. See DN 40 fn1 ("The branding on the caps was changed from "BlenderBottle" to "Owala" along with the change in marketing name"). This Owala-branded product appears to infringe the '252 Patent in the same manner as the third version of FreeSip, above (the BlenderBottle Nila product). An excerpt of that drawing is reproduced below:

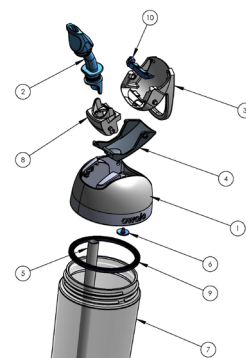


TROVE0010428

2. Flip



3. Flip Kids



===== ABOVE IS INFORMATION DESIGNATED AEO BY TROVE =====

As set forth in the table below, for each Asserted Claim of each Asserted Patent, CamelBak identifies the Accused Products of which it currently is aware. For each Accused Product identified below, CamelBak's contentions apply to the Accused Product and any other similar past, present, or future products, as well as products incorporating the Accused Product or other products with the same or substantially similar features.

This identification of Accused Products is based upon CamelBak's investigation to date. CamelBak reserves the right to add, delete, substitute or otherwise amend this list of Accused Products based on discovery, the Court's claim construction, or other circumstances, in a manner consistent with the Federal Rules of Civil Procedure and the Court's rules, including the Patent Local Rules.

Asserted Patent	Infringed Claims	Accused Product	Chart
The '252 Patent	5, 6, 7, 16, 17, 18, 19	FreeSip	Ex. A-1
The '911 Patent	14, 15, 16, 19, 37, 38	Flip Kids	Ex. B-1
The '255 Patent	1, 3, 4, 5, 9, 11, 12, 13, 19	Flip Kids	Ex. C-1
The '178 Patent	1, 2, 4, 5, 6, 10, 11, 12, 14, 15, 16, 17, 20, 21, 22	Flip Kids	Ex. D-1
The '178 Patent	11, 12, 14, 15, 16, 17, 20, 22	Flip	Ex. D-2
The '028 Patent	1, 2, 5, 6, 8, 9, 15, 16, 21	Flip Kids	Ex. E-1
The '879 Patent	1, 3, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19	Flip Kids	Ex. F-1
The '879 Patent	1, 3, 11, 12, 13, 14, 15, 16, 17, 18, 19	Flip	Ex. F-2
The '187 Patent	1, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 19	Flip Kids	Ex. G-1

The '187 Patent	1, 3, 4, 19	Flip	Ex. G-2
The '250 Patent	1, 2, 4, 5, 6	Flip Kids	Ex. H-1
The '250 Patent	1, 2, 4, 5, 6	Flip	Ex. H-2

By making this identification of Accused Products pursuant to the Court's Case Management Order and Patent Local Rules, CamelBak does not waive or in any way limit its right to assert infringement of the Asserted Patents against additional Trove's products with similar functions and operations of which CamelBak may become aware during discovery in this litigation. CamelBak reserves the right to supplement or modify its disclosures and contentions as a matter of right, as the Court may permit, and/or in light of further discovery and investigation.

C. P.L.R. 3-1(c): Claim Charts

Please see attached Exhibits A1 (amended), B1, C1, D1-D2, E1, F1-F2, G1-G2, and H1-H2 for charts identifying specifically where and how each element of each Asserted Claim is found within each Accused Product. CamelBak reserves the right to supplement or modify these disclosures and claim charts to account for alternative proposed claim constructions and/or any claim construction order that may be issued in this matter. Also, CamelBak reserves the right to supplement or modify its disclosures and contentions as the Court may permit, and/or in light of further discovery and investigation.

D. P.L.R. 3-1(d): Claims of Indirect Infringement

Trove has directly infringed each asserted claim by, without authority, making, using, selling, offering for sale, and/or importing into the United States the Accused Products.

Trove has actively, knowingly, and intentionally induced, and continues to actively, knowingly, and intentionally induce, infringement of the Asserted Patents by making, using, offering for sale, importing, and/or selling the Accused Products, all with knowledge of the Asserted Patents and their claims; with knowledge that its customers and end users will use, market, sell, offer to sell,

1 and/or import the Accused Products; and with the knowledge and the specific intent to encourage
2 and facilitate those infringing sales and uses of those systems through the creation and dissemination
3 of promotional and marketing materials, instructional materials, product manuals, and/or technical
4 materials.

5
6 Trove has also contributed to the infringement by others, including the end users of the
7 Accused Products, and continues to contribute to infringement by others, by selling, offering to sell,
8 and/or importing components of the Accused Products (e.g., stand-alone lids) into the United States,
9 knowing that those components constitute a material part of the inventions of the Asserted Patents,
10 knowing those components to be especially made or adapted for use in an infringement of the
11 Asserted Patents, and knowing that those components are not staple articles or commodities of
12 commerce suitable for substantial non-infringing use.

13
14 **E. P.L.R. 3-1(e): Claim Elements Literally Present and/or Present Under the
Doctrine of Equivalents**

15 CamelBak alleges that each element of the Asserted Claims is found literally in the Accused
16 Products.

17 CamelBak served on Trove an interrogatory seeking Trove's contentions on non-
18 infringement (Interrogatory No. 1). Trove initially objected to this interrogatory as premature and
19 declined to provide any substantive contentions on non-infringement. Trove then served a
20 supplemental response to Interrogatory No. 1 on January 26, 2024 alleging that certain claim
21 elements were not present in the Accused Products and made an incomplete production of
22 documents on January 22, 2024, describing the accused products. Because these non-infringement
23 positions and documents were improperly withheld from CamelBak until after its Infringement
24 Contentions were initially due, Trove prejudiced CamelBak's ability to prepare complete
25 infringement contentions. To the extent Trove contends in the future that any claim element of any
26 Asserted Claim is not literally present in any Accused Product, CamelBak reserves the right to
27
28

respond to any such contention by explaining why any such claim element would nonetheless be present under the doctrine of equivalents.

These assertions are based upon CamelBak's investigation to date. CamelBak reserves the right to add, delete, substitute or otherwise amend these infringement allegations based on discovery, the Court's claim construction, or other circumstances, in a manner consistent with the Federal Rules of Civil Procedure and the Court's rules, including the Local Patent Rules.

F. P.L.R. 3-1(f): Priority Date

The priority date to which each Asserted Claim of each Asserted Patent is entitled is provided above in Section II.A.

G. P.L.R. 3-1(g): Practicing Products

CamelBak identifies the following practicing products:

Patent	Claims	CamelBak Practicing Product
The '252 Patent	Practices at least claim 5, 19	CHUTE CHUTE MAG
The '911 Patent	Practices at least claim 14, 37	BETTER BOTTLE EDDY BOTTLE EDDY + BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE KIDS BETTER BOTTLE GROOVE BOTTLE
The '255 Patent	Practices at least claim 1	BETTER BOTTLE EDDY BOTTLE EDDY + BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE KIDS BETTER BOTTLE GROOVE BOTTLE
The '178 Patent	Practices at least claim 1, 11	BETTER BOTTLE

		EDDY BOTTLE EDDY + BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE KIDS BETTER BOTTLE GROOVE BOTTLE
The '028 Patent	Practices at least claim 1	KIDS BETTER BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE
The '879 Patent	Practices at least claim 1	KIDS BETTER BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE
The '187 Patent	Practices at least claim 1	BETTER BOTTLE EDDY BOTTLE EDDY + BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE KIDS BETTER BOTTLE GROOVE BOTTLE
The '250 Patent	Practices at least claim 1	BETTER BOTTLE EDDY BOTTLE EDDY + BOTTLE EDDY KIDS BOTTLE EDDY+ KIDS BOTTLE KIDS BETTER BOTTLE GROOVE BOTTLE

H. P.L.R. 3-1(h): Timing of Infringement and Damages Period

Discovery into the timing of the point of first infringement and sales of the Accused Products is ongoing, but it appears from documents produced by Trove and public information that the design of the infringing FreeSip product was completed in 2017 and sales of the infringing product began no later than 2018, the design of the infringing Flip product was completed in 2018 and sales of the infringing product began no later than 2020, and the design of the infringing Flip Kids product was completed on or around 2020 and sales of the infringing product began no later than 2021. Pursuant

to 35 U.S.C. § 286, CamelBak identifies a damages period beginning on August 21, 2017. In any event, CamelBak provided actual notice to Trove of its infringement in a letter dated June 21, 2023.

I. P.L.R. 3-1(i): Basis for Claim of Willful Infringement

Trove's acts of infringement of the Asserted Patents have been willful and intentional under the standard of *Halo Elecs., Inc. v. Pulse Elecs., Inc.*, 136 S. Ct. 1923 (2016). CamelBak provided written notice to Trove of the '252, '911, '255, '178, and '250 Asserted Patents on June 21, 2023 and written notice of other Asserted Patents thereafter. Moreover, CamelBak maintains a virtual patent marking webpage: <https://www.camelbak.com/legal/patents/patents.html>. Accordingly, since at least June 21, 2023, Trove has willfully infringed the Asserted Patents by refusing to take a license and continuing the infringement detailed in the attached charts.

III. P.L.R. 3-2 DOCUMENT PRODUCTION ACCOMPANYING DISCLOSURE

Pursuant to P.L.R. 3-2, CamelBak is producing the following documents:

A. P.L.R. 3-2(a): Documents (e.g., contracts, purchase orders, invoices, advertisements, marketing materials, offer letters, beta site testing agreements, and third party or joint development agreements) sufficient to evidence each discussion with, disclosure to, or other manner of providing to a third party, or sale of or offer to sell, or any public use of, the claimed invention prior to the date of application for the patent in suit. A party's production of a document as required herein shall not constitute an admission that such document evidences or is prior art under 35 U.S.C. § 102;

After a diligent search, CamelBak has not identified any documents that may be responsive to P.L.R. 3-2(a).

B. P.L.R. 3-2(b): All documents evidencing the conception, reduction to practice, design, and development of each claimed invention, which were created on or before the date of application for the patent in suit or the priority date identified pursuant to Patent L.R. 3-1(f), whichever is earlier;

On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(b) at CB_0000001-CB_0003788, CB_0003810-CB_0003851, CB_0003899-CB_0009736, CB_0009739-CB_0009740, CB_0009743, CB_0009745, CB_0009751, CB_0009752, CB_0009770-CB_0009782, CB_FH_0000001-CB_FH_0002607.

1 **C. P.L.R. 3-2(c): A copy of the file history for each patent in suit;**

2 On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(c) at
3 CB_FH_0000001-CB_FH_0002607.

4 **D. P.L.R. 3-2(d): All documents evidencing ownership of the patent rights by the**
5 **party asserting patent infringement;**

6 On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(d) at
7 CB_0009301-CB_0009736.

8 **E. P.L.R. 3-2(e): If a party identifies instrumentalities pursuant to Patent L.R. 3-**
9 **1(g), documents sufficient to show the operation of any aspects or elements of**
10 **such instrumentalities the patent claimant relies upon as embodying any**
11 **asserted claims;**

12 As set forth above, CamelBak identifies the BETTER BOTTLE, EDDY BOTTLE, EDDY +
13 BOTTLE, EDDY KIDS BOTTLE, EDDY+ KIDS BOTTLE, KIDS BETTER BOTTLE, GROOVE
14 BOTTLE, CHUTE BOTTLE, and CHUTE MAG as practicing claims of the Asserted Patents
15 (collectively the “Practicing Products”). CamelBak intends to rely on physical samples of these
16 products to show operation of any aspects or elements of these products. These Practicing Products
17 are or were widely available for purchase by Trove. To the extent Trove cannot purchase samples,
18 CamelBak hereby agrees to make samples of the Practicing Products available for inspection at a
19 time and location to be agreed upon by the parties.

20 In addition, on December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-
21 2(e) at CB_0003789-CB_0003809, CB_0003823-CB_0003847, CB_0003850, CB_0003856-
22 CB_0003864, CB_0003900, CB_0003904-CB_0003906, CB_0003909, CB_0009737-CB_0009769.

23 **F. P.L.R. 3-2(f): All agreements, including licenses, transferring an interest in any**
24 **patent-in-suit;**

25 On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(f) at
26 CB_0009783-CB_0009797, CB_0009809-CB_0009813, CB_0009817-CB_0009829, CB_0009846-
27 CB_0009857, CB_0009883-CB_0009891, CB_0009919-CB_0009932.

G. P.L.R. 3-2(g): All agreements that may be related to the accused instrumentality or may be comparable to a license that would result from a hypothetical reasonable royalty negotiation;

On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(g) at CB_0009783-CB_0009932.

H. P.L.R. 3-2(h): All agreements that otherwise may be used to support the party asserting infringement's damages case;

On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(h) at CB_0009783-CB_0009932. CamelBak also identifies the Trove copyright and/or trademark licenses with a non-party that Trove has agreed to produce but not yet produced and any other relevant Trove licenses.

I. P.L.R. 3-2(i): If a party identifies instrumentalities pursuant to Patent L.R. 3-1(g), documents sufficient to show marking of such embodying accused instrumentalities and if it wants to preserve the right to recover lost profits based on such products, sales, revenues, costs and profits of such embodying accused instrumentalities;

Pursuant to 35 U.S.C. § 287(a), CamelBak maintains a list of products covered by its patents at <https://www.camelbak.com/patents>. CamelBak also incorporates by reference its response in Section III.E, *supra*.

In addition, On December 21, 2023, CamelBak produced documents responsive to P.L.R. 3-2(i) at CB_0003852-CB_0003855, CB_0003865-CB_0003898.

J. P.L.R. 3-2(j): All documents comprising or reflecting a F/RAND commitment or agreement with respect to the asserted patent(s).

After a diligent search, CamelBak has not identified any documents that may be responsive to P.L.R. 3-2(j).

DATE: May 8, 2024

/s/ David T. Pollock
David T. Pollock (SBN 217546)
Email: dpollock@reedsmith.com
Christopher J. Pulido (SBN 313142)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Email: cpulido@reedsmith.com
REED SMITH LLP
101 Second St, Suite 1800
San Francisco, CA 94105
Telephone: (415) 543-8700
Facsimile: (415) 391-8269

Anna M. Targowska (*pro hac vice*)
Email: atargowska@reedsmith.com
REED SMITH LLP
10 South Wacker Dr.
Chicago, IL 60606
Telephone: (312) 207-1000

*Attorneys for Defendant Vista Outdoor Inc. and
Defendant and Counterclaim Plaintiff CamelBak
Products, LLC*

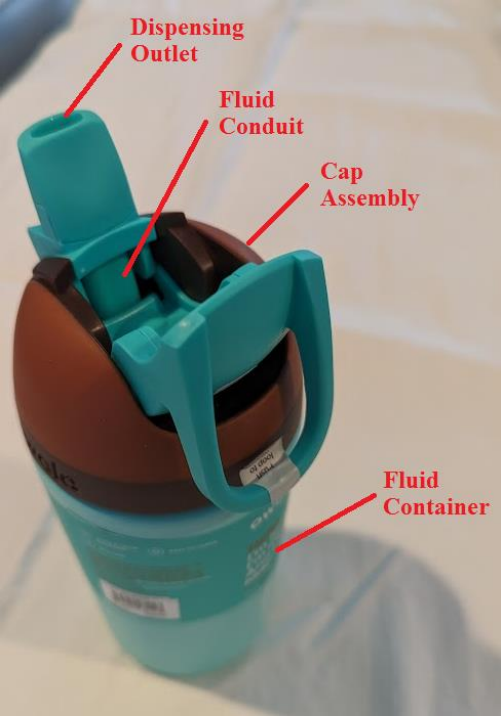
EXHIBIT H-1

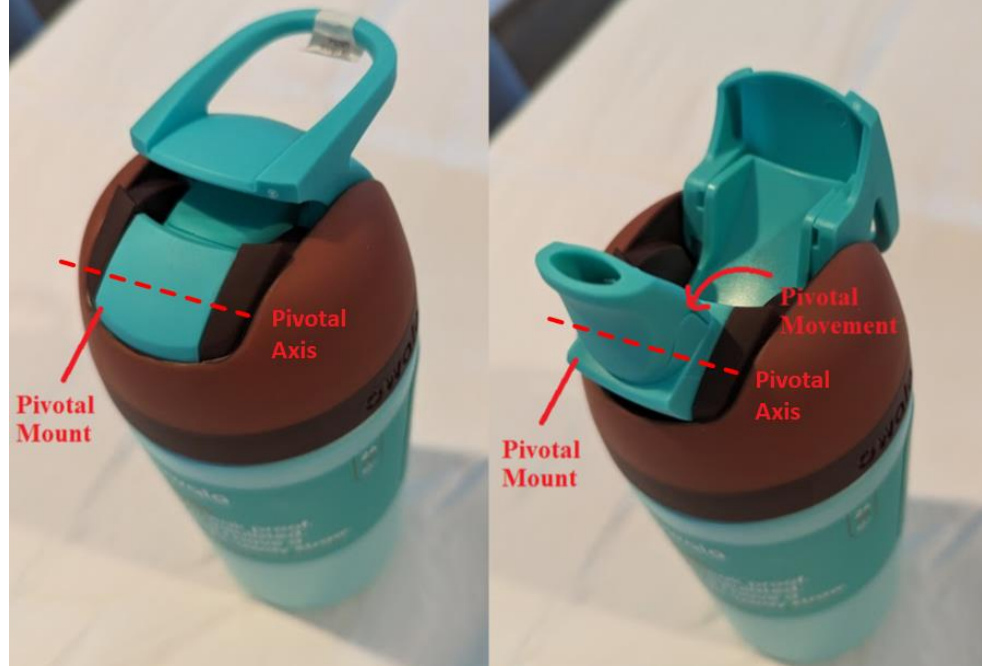
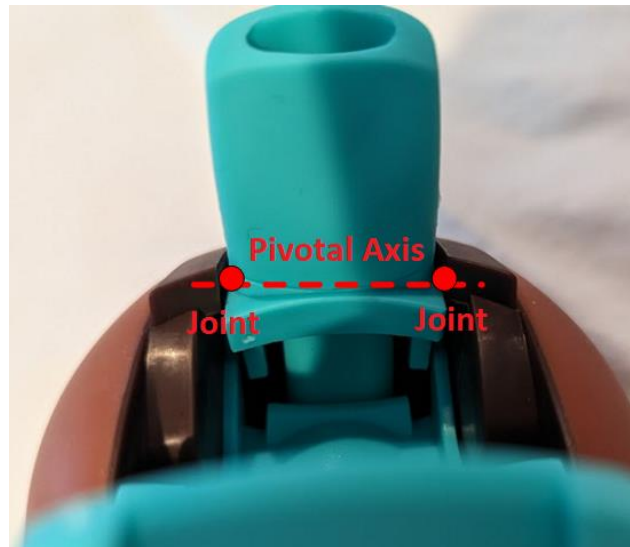
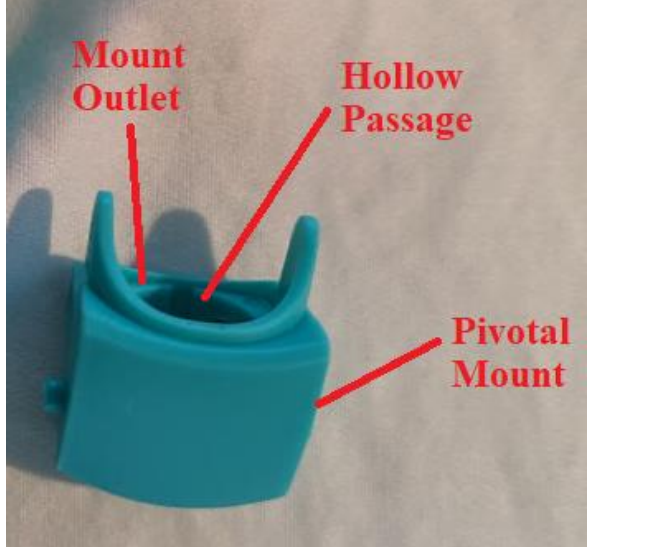
Infringement Claim Chart of U.S. Patent 11,851,250 (Issue Date: December 26, 2023), by Owala Flip Kids

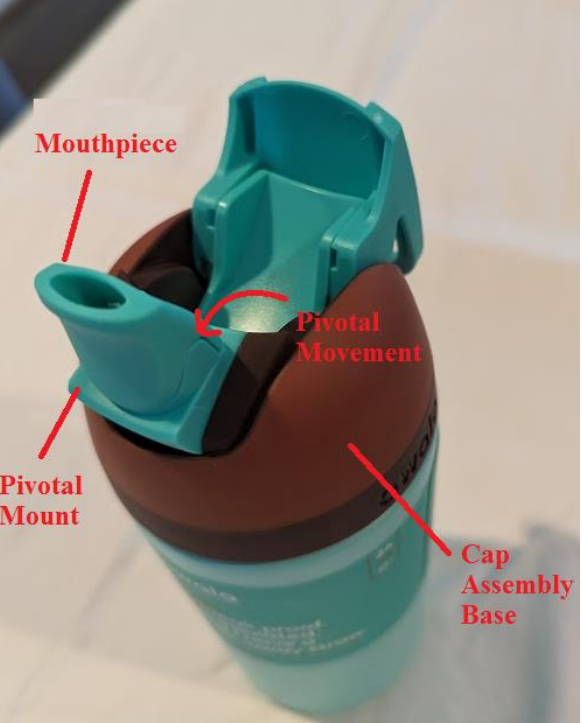
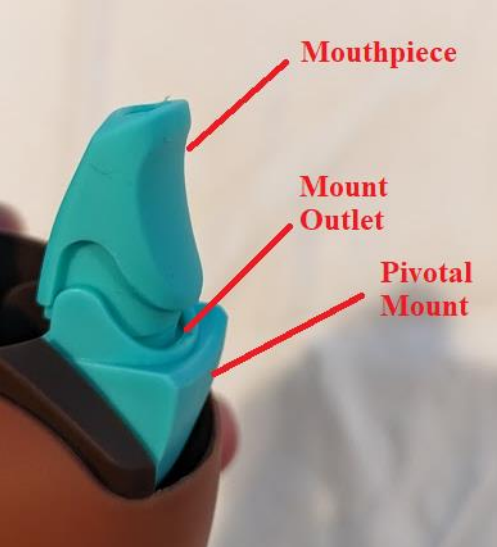
This claim chart provides exemplary support based on currently available information. As discovery has just commenced and the claims have not yet been construed, CamelBak reserves the right to supplement and/or amend these positions in accordance with the Federal Rules of Civil Procedures and any applicable local rules.

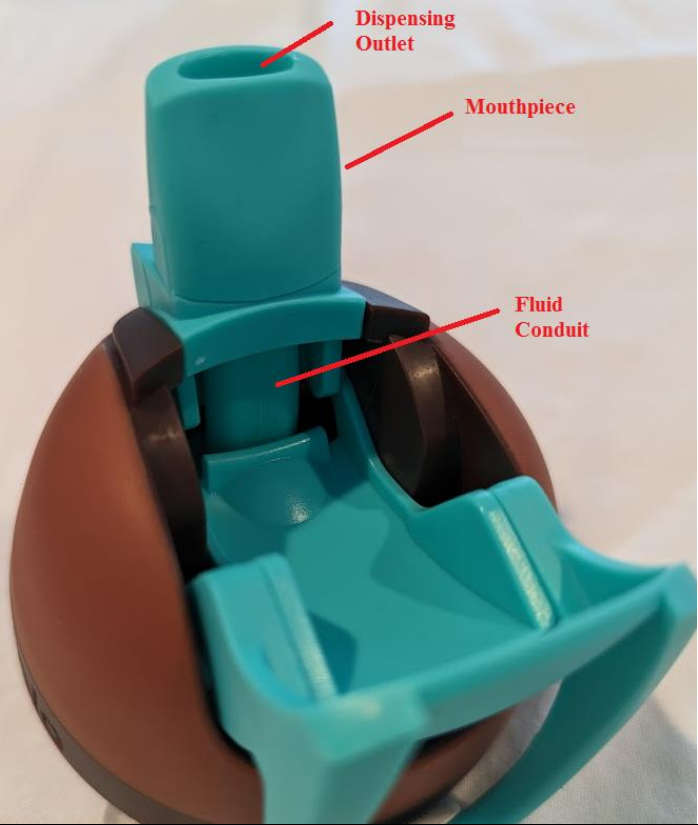
Claim	Claim Language	Mapping to Owala Flip Kids	
1(pre)	A drink container, comprising:	 Drink Container	
1(a)	a fluid container having a neck with an opening and having an internal compartment sized to hold a volume of potable drink fluid;		
(1b)	a cap assembly removably coupled to the fluid container to cover the		

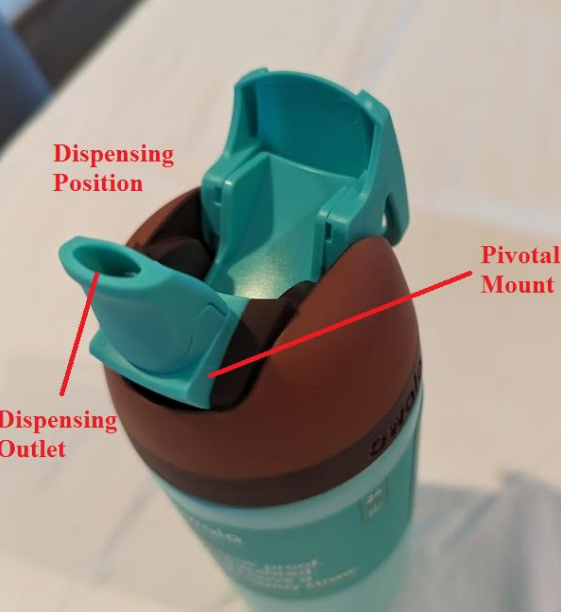


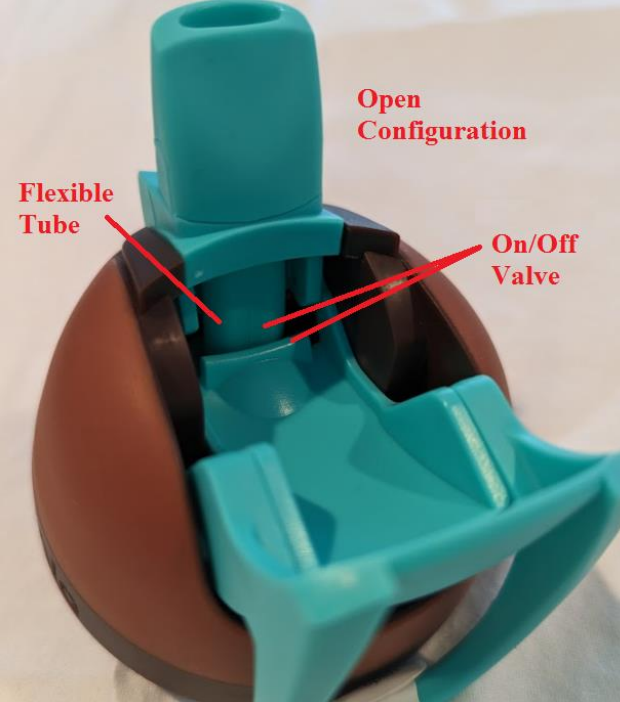
Claim	Claim Language	Mapping to Owala Flip Kids	
	opening, wherein the cap assembly defines a fluid conduit for drink fluid to flow from the fluid container and through the cap assembly to a user, wherein the fluid conduit includes an inlet through which drink fluid from the fluid container may enter the fluid conduit, and a dispensing outlet through which drink fluid in the fluid conduit may be dispensed from the cap assembly to a user, and further wherein the cap assembly comprises:		
1(c)	a cap assembly base removably coupled to the neck of the fluid container, wherein the cap assembly base is configured to be selectively and repeatedly decoupled from and re-coupled to the neck of the fluid container;		

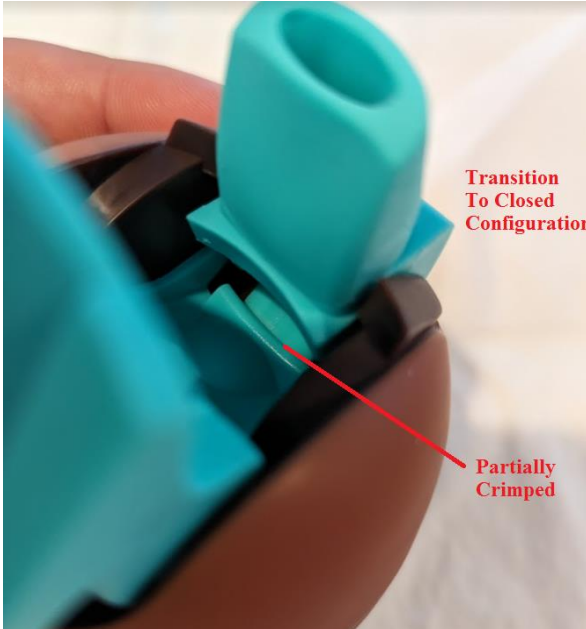
Claim	Claim Language	Mapping to Owala Flip Kids	
1(d)	a pivotal mount coupled to the cap assembly base at two joints that define a pivotal axis for pivotal movement of the pivotal mount relative to the cap assembly base, the pivotal mount defining a hollow passage, the hollow passage having a mount outlet on a distal end of the pivotal mount;		
			

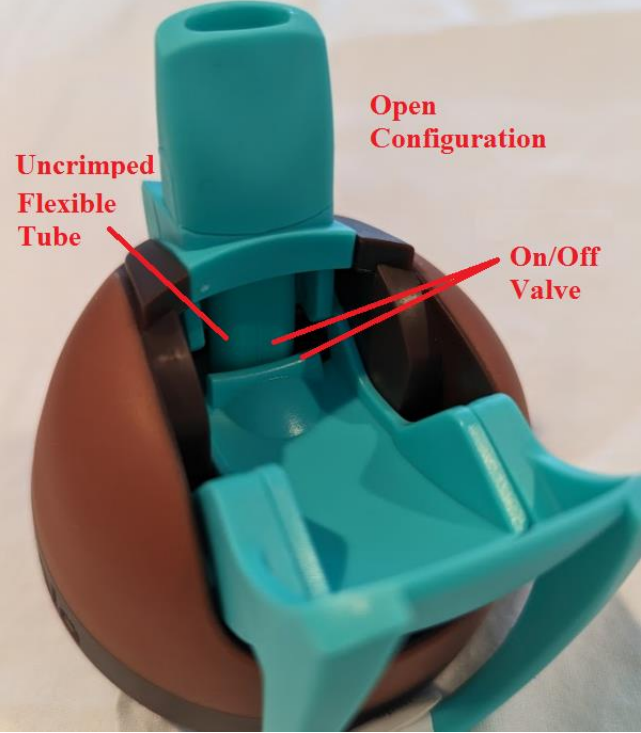
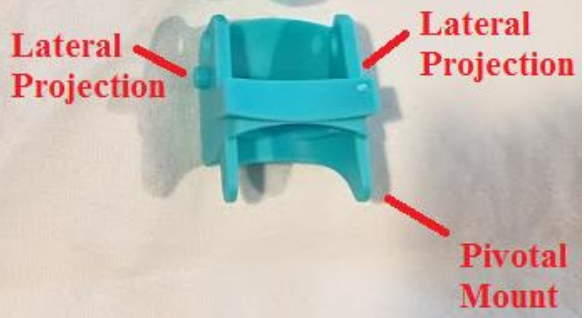
Claim	Claim Language	Mapping to Owala Flip Kids	
1(e)	a mouthpiece coupled to the mount outlet of the pivotal mount for pivotal movement with the pivotal mount relative to the cap assembly base;		
			

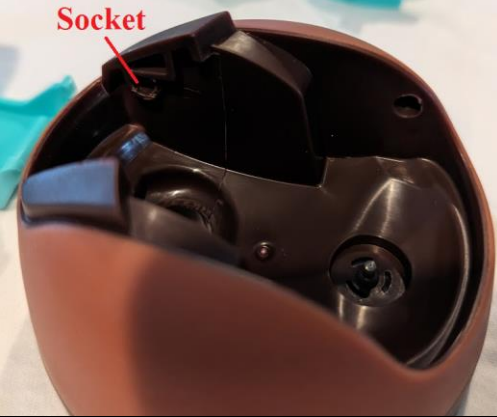
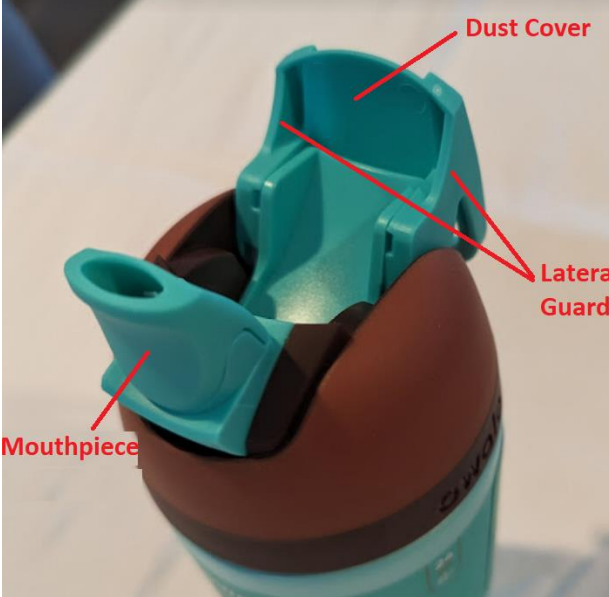
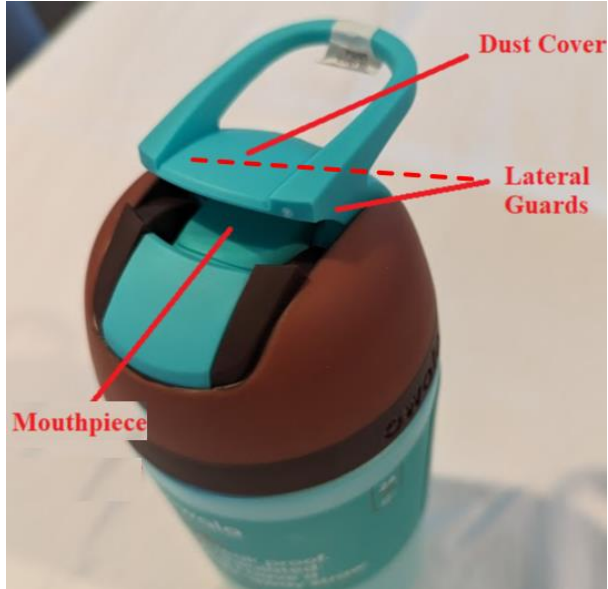
Claim	Claim Language	Mapping to Owala Flip Kids
1(f)	wherein the mouthpiece defines a portion of the fluid conduit, including the dispensing outlet;	
1(g)	wherein the mouthpiece and the pivotal mount are configured to be selectively pivoted between a stowed position and a dispensing position, wherein the mouthpiece is at least partially covered by a dust cover when the mouthpiece and pivotal mount are in the stowed position, and wherein the dispensing outlet is positioned	

Claim	Claim Language	Mapping to Owala Flip Kids	
	further away from the cap assembly base when the mouthpiece and the pivotal mount are in the dispensing position than when the mouthpiece and the pivotal mount are in the stowed position; and		
1(h)	an on/off valve having a closed configuration, in which the on/off valve obstructs the fluid conduit to restrict drink fluid from flowing between the inlet and the dispensing outlet, and an open configuration, in which the on/off valve permits drink fluid to flow through the fluid conduit from the inlet to the dispensing outlet; wherein the on/off valve includes a flexible tube that defines a portion of the fluid conduit;		

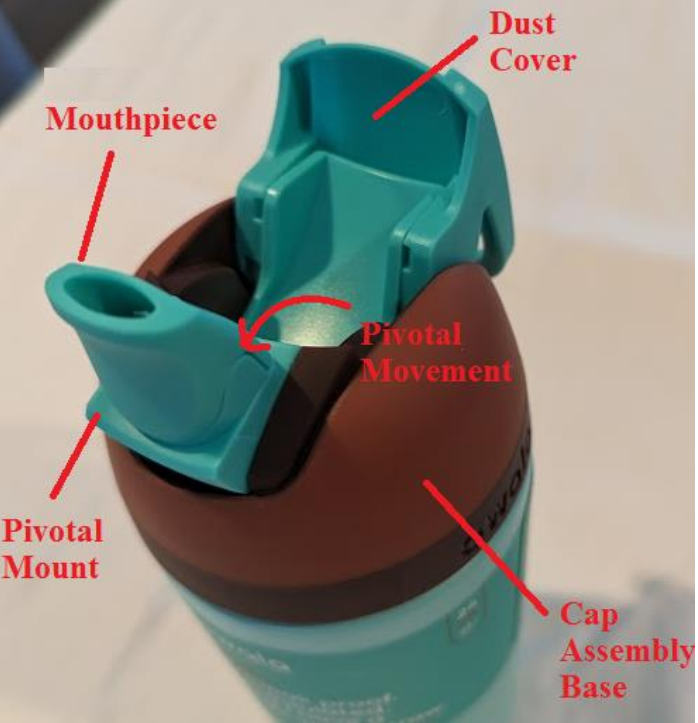
Claim	Claim Language	Mapping to Owala Flip Kids	
			
1(i)	wherein when the on/off valve is in the closed configuration, the tube is crimped to obstruct the flow of drink fluid through the fluid conduit; and		

Claim	Claim Language	Mapping to Owala Flip Kids	
		 Transition To Closed Configuration Partially Crimped	 Closed Configuration Tube is completely crimped
1(j)	wherein when the on/off valve is in the open configuration, the tube is not crimped and does not obstruct the flow of drink fluid through the fluid conduit.		

Claim	Claim Language	Mapping to Owala Flip Kids	
			
2	The drink container of claim 1, wherein the two joints comprise a pair of lateral projections extending from the pivotal mount that extend into a pair of sockets in the cap assembly base.		

Claim	Claim Language	Mapping to Owala Flip Kids	
		 Socket	 Socket
4	The drink container of claim 1, wherein the cap assembly includes a pair of lateral guards that extend on opposed sides of the mouthpiece when the mouthpiece and the pivotal mount are in the stowed position and wherein the dust cover extends between the pair of lateral guards and is positioned to protect the dispensing outlet of the mouthpiece by extending across at least a portion of the dispensing outlet of the mouthpiece when the mouthpiece and the pivotal mount are in the stowed position.	 Dust Cover Lateral Guards Mouthpiece	 Dust Cover Lateral Guards Mouthpiece

Claim	Claim Language	Mapping to Owala Flip Kids	
			

Claim	Claim Language	Mapping to Owala Flip Kids
5	The drink container of claim 1, wherein when the mouthpiece is pivoted from the stowed position to the dispensing position, the mouthpiece pivots away from the dust cover.	
6	The drink container of claim 1, wherein the dust cover projects above an upper surface of the cap assembly base.	

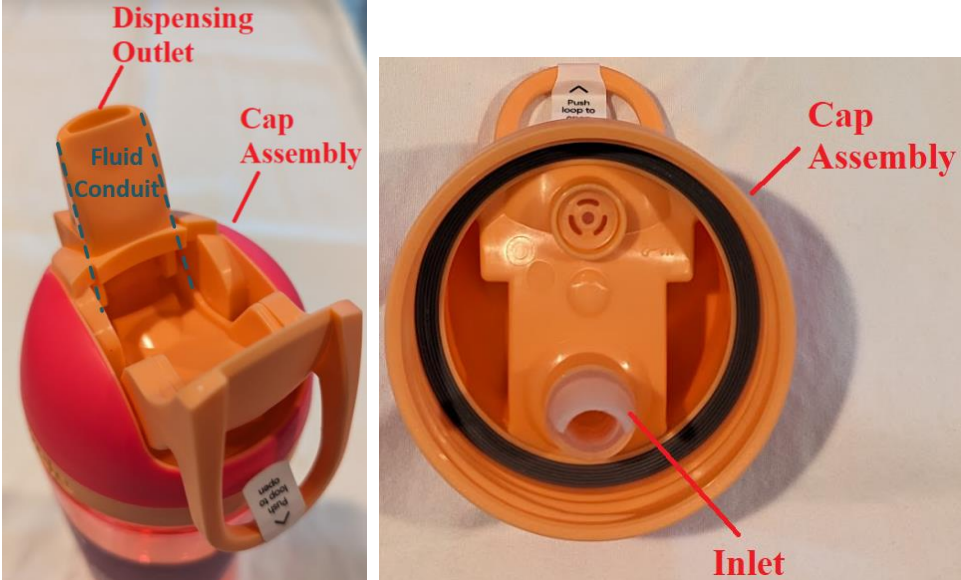
Claim	Claim Language	Mapping to Owala Flip Kids
		 Dust Cover Upper Surface of Cap Assembly Base

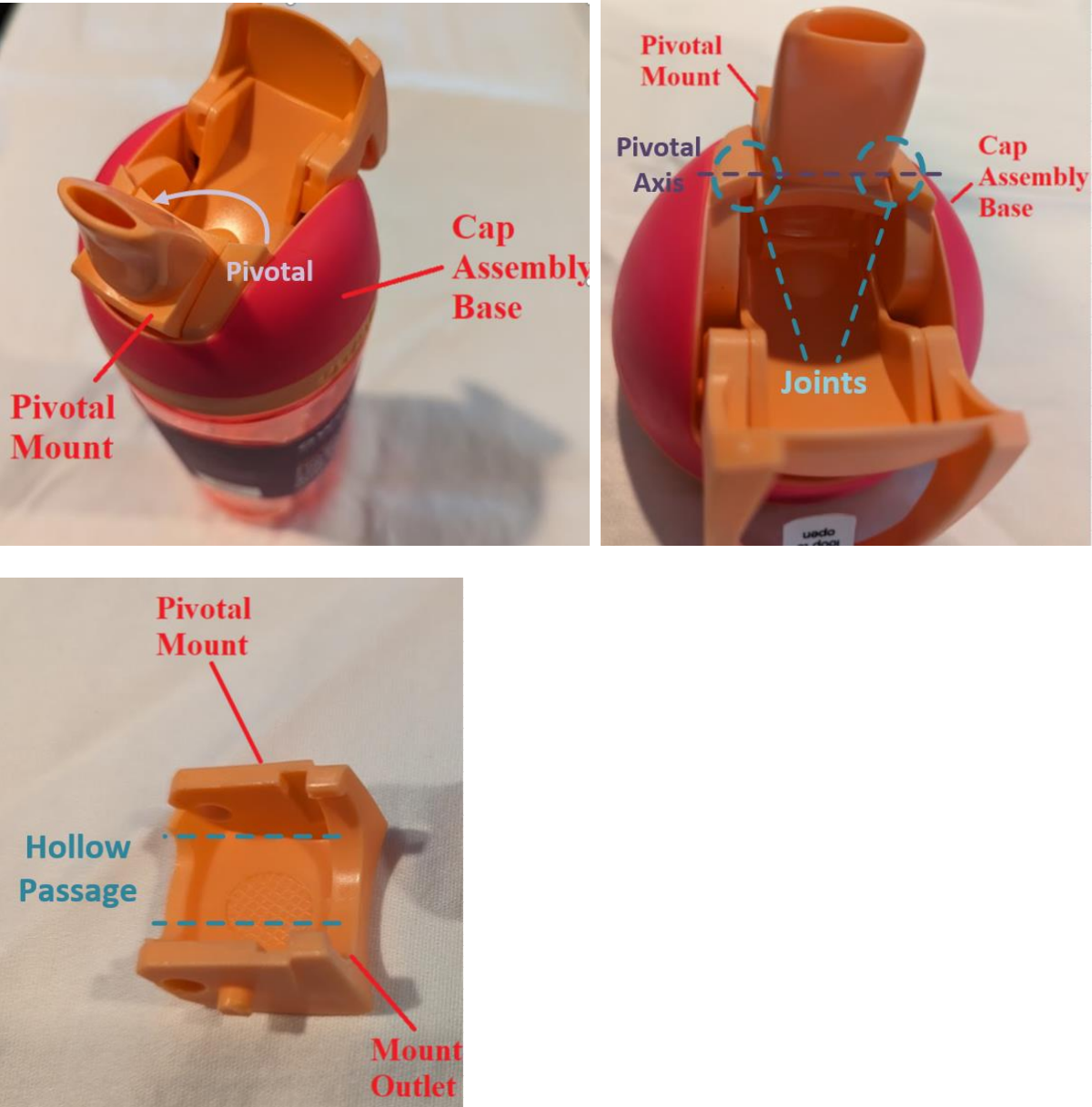
EXHIBIT H-2

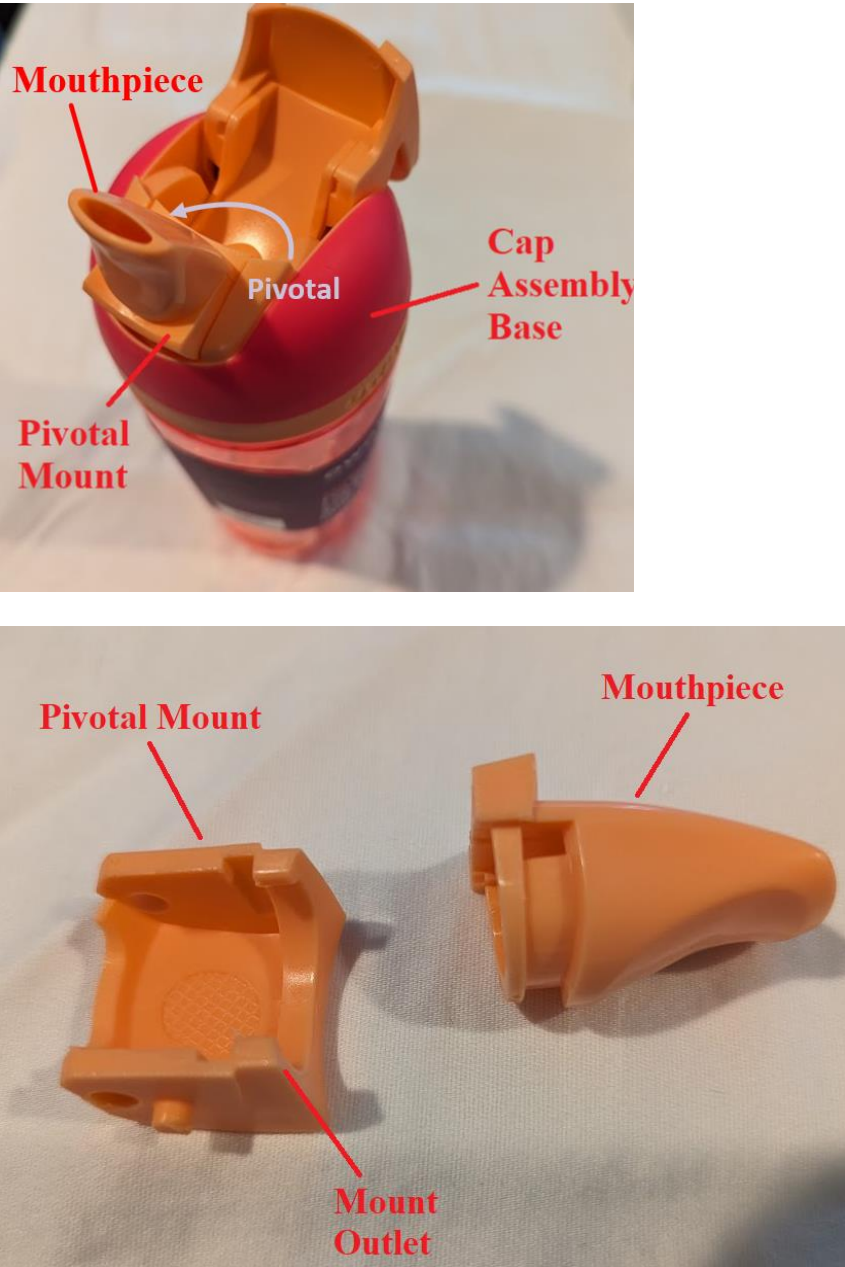
Infringement Claim Chart of U.S. Patent 11,851,250 (Issue Date: December 26, 2023), by Owala Flip

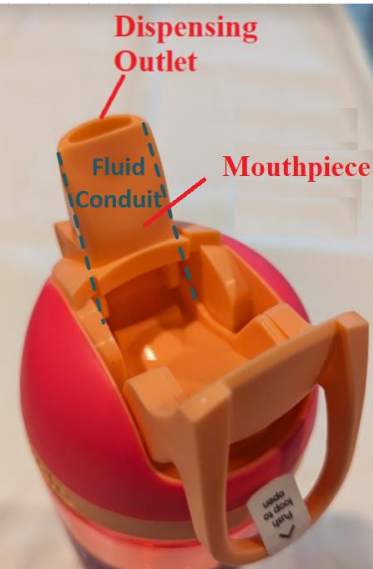
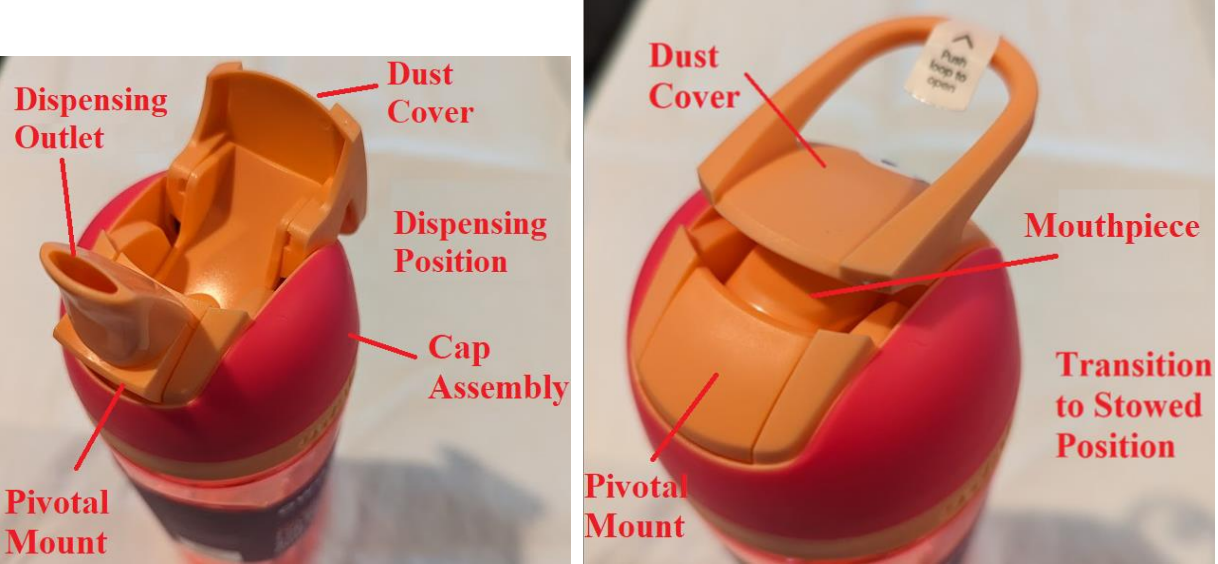
This claim chart provides exemplary support based on currently available information. As discovery has just commenced and the claims have not yet been construed, CamelBak reserves the right to supplement and/or amend these positions in accordance with the Federal Rules of Civil Procedures and any applicable local rules.

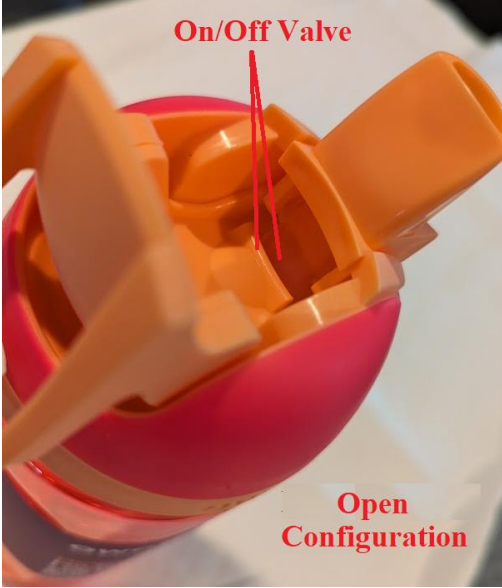
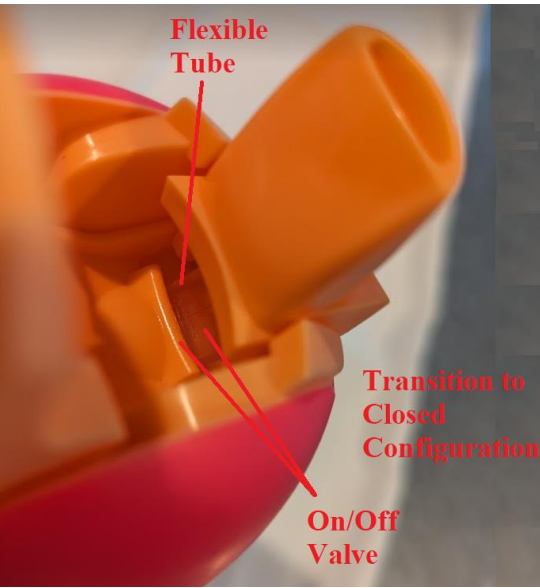
Claim	Claim Language	Mapping to Owala Flip Kids	
1(pre)	A drink container, comprising:		
1(a)	a fluid container having a neck with an opening and having an internal compartment sized to hold a volume of potable drink fluid;		

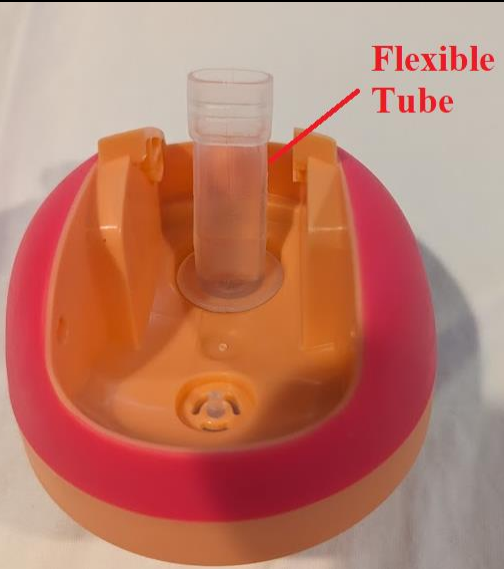
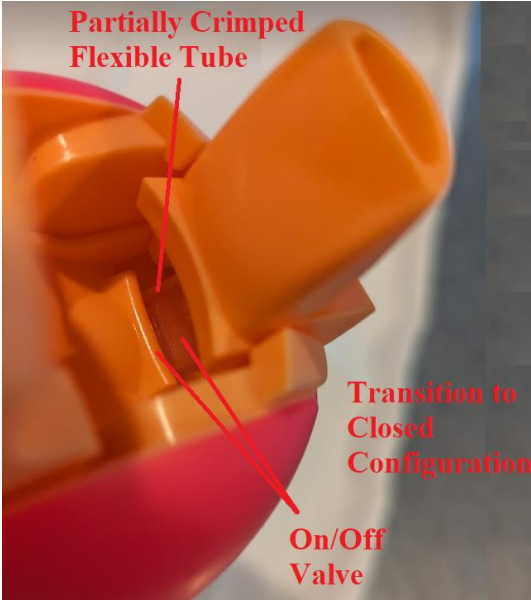
Claim	Claim Language	Mapping to Owala Flip Kids	
(1b)	a cap assembly removably coupled to the fluid container to cover the opening, wherein the cap assembly defines a fluid conduit for drink fluid to flow from the fluid container and through the cap assembly to a user, wherein the fluid conduit includes an inlet through which drink fluid from the fluid container may enter the fluid conduit, and a dispensing outlet through which drink fluid in the fluid conduit may be dispensed from the cap assembly to a user, and further wherein the cap assembly comprises:		
1(c)	a cap assembly base removably coupled to the neck of the fluid container, wherein the cap assembly base is configured to be selectively and repeatedly decoupled from and re-coupled to the neck of the fluid container;		

Claim	Claim Language	Mapping to Owala Flip Kids
1(d)	a pivotal mount coupled to the cap assembly base at two joints that define a pivotal axis for pivotal movement of the pivotal mount relative to the cap assembly base, the pivotal mount defining a hollow passage, the hollow passage having a mount outlet on a distal end of the pivotal mount;	 The top-left photograph shows the cap assembly base with the pivotal mount attached. Labels include 'Pivotal Mount', 'Pivotal', and 'Cap Assembly Base'. The top-right photograph shows the cap assembly base with the pivotal mount attached, highlighting the pivotal axis and joints. Labels include 'Pivotal Mount', 'Pivotal Axis', 'Cap Assembly Base', and 'Joints'. The bottom photograph shows the pivotal mount with the hollow passage and mount outlet. Labels include 'Pivotal Mount', 'Hollow Passage', and 'Mount Outlet'.

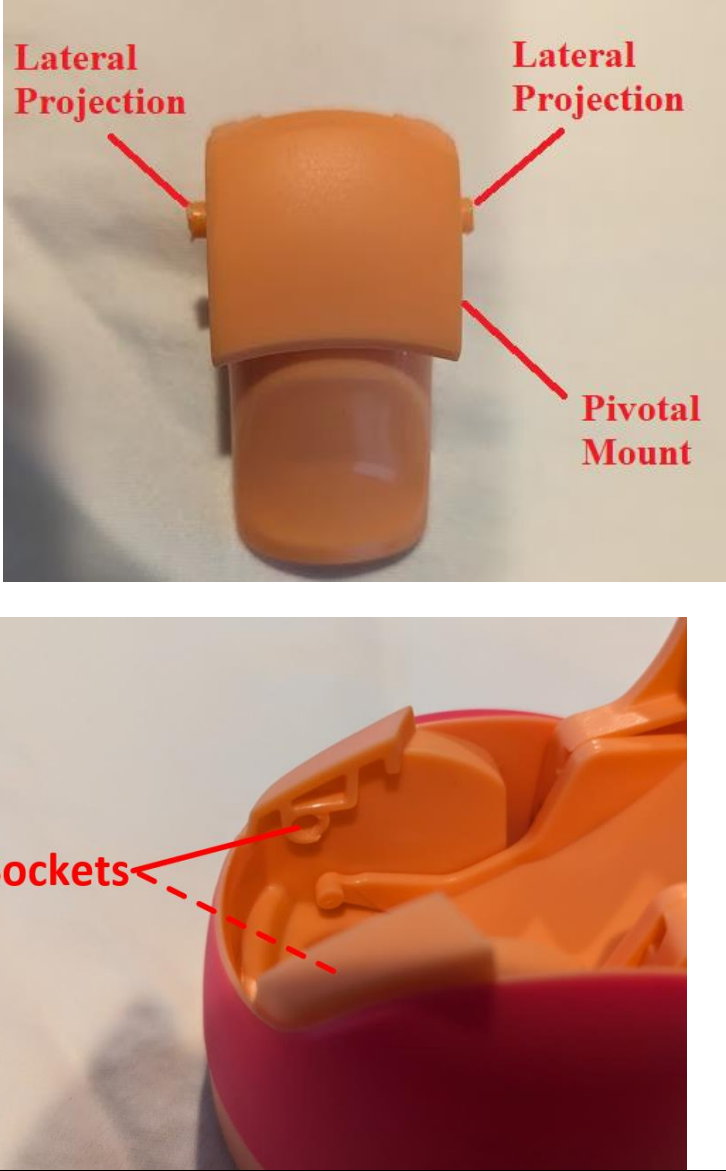
Claim	Claim Language	Mapping to Owala Flip Kids
1(e)	a mouthpiece coupled to the mount outlet of the pivotal mount for pivotal movement with the pivotal mount relative to the cap assembly base;	 The top photograph shows the assembled cap assembly. It features a red cap assembly base with an orange pivotal mount attached. The pivotal mount has a mouthpiece that can flip open. Labels with red leader lines point to the 'Mouthpiece', 'Pivotal' (pointing to the hinge area), 'Cap Assembly Base', and 'Pivotal Mount'. A white curved arrow indicates the pivotal movement of the mouthpiece. The bottom photograph shows the disassembled components. On the left is the 'Pivotal Mount' (orange plastic) with a circular 'Mount Outlet' on its bottom surface. On the right is the 'Mouthpiece' (orange plastic) which fits into the outlet of the pivotal mount. Labels with red leader lines point to the 'Pivotal Mount', 'Mouthpiece', and 'Mount Outlet'.

Claim	Claim Language	Mapping to Owala Flip Kids
1(f)	wherein the mouthpiece defines a portion of the fluid conduit, including the dispensing outlet;	
1(g)	wherein the mouthpiece and the pivotal mount are configured to be selectively pivoted between a stowed position and a dispensing position, wherein the mouthpiece is at least partially covered by a dust cover when the mouthpiece and pivotal mount are in the stowed position, and wherein the dispensing outlet is positioned further away from the cap assembly base when the mouthpiece and the pivotal mount are in the dispensing position than when the mouthpiece and the pivotal mount are in the stowed position; and	

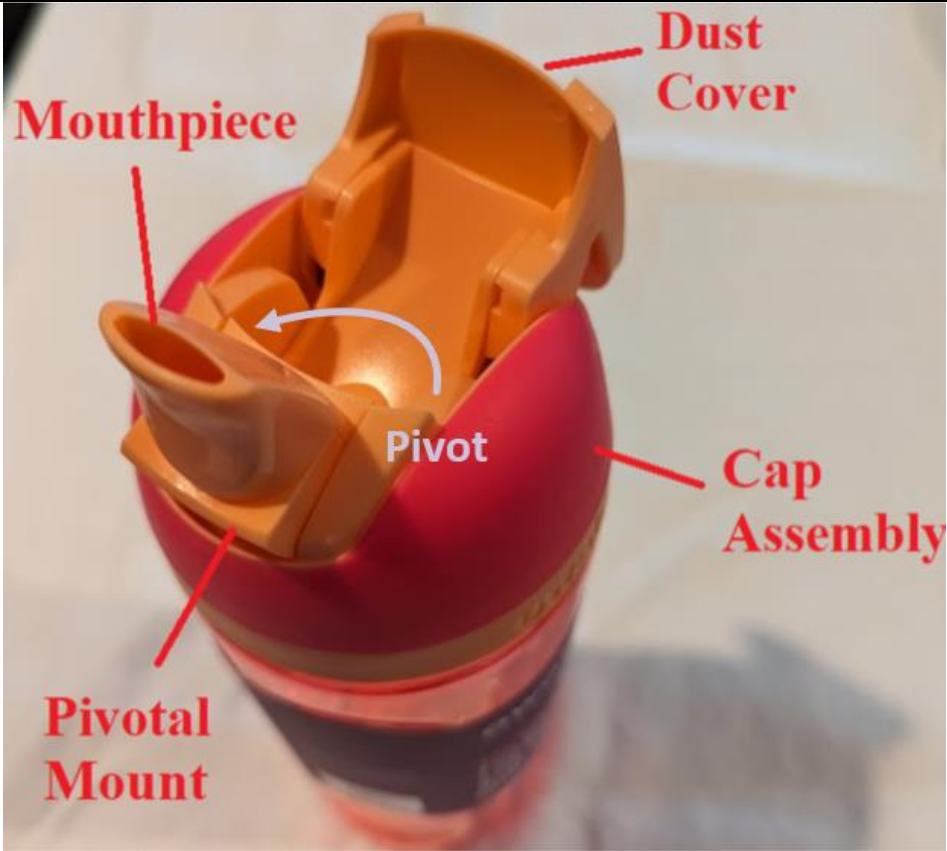
Claim	Claim Language	Mapping to Owala Flip Kids	
			
1(h)	an on/off valve having a closed configuration, in which the on/off valve obstructs the fluid conduit to restrict drink fluid from flowing between the inlet and the dispensing outlet, and an open configuration, in which the on/off valve permits drink fluid to flow through the fluid conduit from the inlet to the dispensing outlet; wherein the on/off valve includes a flexible tube that defines a portion of the fluid conduit;		

Claim	Claim Language	Mapping to Owala Flip Kids	
		 Closed Configuration	 Flexible Tube
1(i)	wherein when the on/off valve is in the closed configuration, the tube is crimped to obstruct the flow of drink fluid through the fluid conduit; and	 Partially Crimped Flexible Tube Transition to Closed Configuration On/Off Valve	 Closed Configuration Tube Crimped

Claim	Claim Language	Mapping to Owala Flip Kids
1(j)	wherein when the on/off valve is in the open configuration, the tube is not crimped and does not obstruct the flow of drink fluid through the fluid conduit.	
2	The drink container of claim 1, wherein the two joints comprise a pair of lateral projections extending from the pivotal mount that extend into a pair of sockets in the cap assembly base.	

Claim	Claim Language	Mapping to Owala Flip Kids
		 The top photograph shows the exterior of the orange cap assembly. Two red arrows point to small protrusions on the left and right sides, labeled 'Lateral Projection'. A third red arrow points to the base of the cap, labeled 'Pivotal Mount'. The bottom photograph shows the interior of the cap assembly. A red arrow points to two small circular features, labeled 'Sockets'.
4	The drink container of claim 1, wherein the cap assembly includes a pair of lateral guards that extend on opposed sides of the mouthpiece	

Claim	Claim Language	Mapping to Owala Flip Kids
	when the mouthpiece and the pivotal mount are in the stowed position and wherein the dust cover extends between the pair of lateral guards and is positioned to protect the dispensing outlet of the mouthpiece by extending across at least a portion of the dispensing outlet of the mouthpiece when the mouthpiece and the pivotal mount are in the stowed position.	 The mapping to Owala Flip Kids shows two views of the bottle lid. The left image shows the lid with the mouthpiece and pivotal mount in the stowed position. Red arrows point to the 'Dust Cover' and 'Lateral Guards'. The right image shows the lid with the mouthpiece and pivotal mount in the transition to the stowed position. Red arrows point to the 'Dust Cover', 'Lateral Guards', and 'Transition to Stowed Position'.

Claim	Claim Language	Mapping to Owala Flip Kids	
5	The drink container of claim 1, wherein when the mouthpiece is pivoted from the stowed position to the dispensing position, the mouthpiece pivots away from the dust cover.		
6	The drink container of claim 1, wherein the dust cover projects above an upper surface of the cap assembly base.		

Claim	Claim Language	Mapping to Owala Flip Kids	
			